WD2239.B490.

App.F.IX-4]

1924.

File No. 252-24

Previous References.

(Courts)

Serial Nos. 1-2

Cls 5-1-19 (1-7)
" 41-25 (1-4)

Later references.

Reserve

GENERAL & REVENUE SECRETARIAT

Serial Nos. 2.

Part B for May 1925.

SUBJECT

Revision of the pay of the Deputy Registrar Chief Court.

No: P.6481 Dated 23/5/25. To: The Registrar, Chief Court.

States that the recommendation of the Chief Court cannot be accepted.

8/7/25

G. R. S. III—1] 1925

GENERAL AND REVENUE SECRETARIAT.

(65)

NOTES.

File No. 252

FILE HEADING.

Revision of the pay of the Deputy Regr Co-op Credit

From

The Regr Co-op Credit

No. 1122 Dated 16.3.25 Received 19.3.25

Diary No. 3994	Enclos.	Spare Copies.	Serial No. 1

BRIEF ABSTRACT OF LETTER.

Recommends that the post of the Deputy Registrar Co-op Credit may be fixed on the non-civil service cadre with a pay corresponding to that of the Munsiffs the place being filled up by the ministerial officers of the judicial Department effect being given to the proposal from 1st July 1925.

NOTES AND ORDERS.

The place of Deputy Registrar of the Co-op Credit was removed from the cadre of the Munsiffs and the pay of the post was fixed at Rs 200-$\frac{10}{1}$-300. (Vide para 2 G.O. dt 2.10.20 (Mag L). The circumstances under which this was made are also stated in the order

NOTES—First Sheet.

General and Revenue Secretariat.

File No. 252 of 19 24

Serial No.

The Govt. wish the Chief Court to fix the pleader's non-civil service cadre and fix the pay of the post next but one on a scale corresponding to that of Munsiffs is practically cancelling the order of the 2nd October 1920 (Flag L). This reference is quoted in the final Note (Flag M) wherein it is stated that the present incumbent Mr. N.B. Srinivasa Iyengar cannot be appointed as Munsiff and that the cadre of the Deputy Registrar (which was the cadre of Munsiffs) may be removed from the Munsiff's cadre and a special grade Rs. 200-10-300 may be given

Govt. for orders

(i) The question came to be 20/3/25 whether a principal appointment better than the present Dy. Registrar's place has to be created in the judicial dept for graduates and Masters in arts etc entering the judicial department of Tripune to get there early

21/3 (ii) The post of Deputy Registrar of the Chief Court was formerly one filled

Serial No.

up by a munsiff. In the year 1920 when it fell vacant Consequent on the transfer of the Venkatarama Iyengar as munsiff, the question arose as to the filling up of the vacancy. The Chief Court recommended Mr. B. Ramchandra Iyengar [illegible] since he was not a law graduate, & he did not fulfil all the qualifications required to be appointed a munsiff thence a Deputy Regr. The Chief Court, however persisted in recommending him and therefore the Govt ~~upon~~ insisted the appointment of Dy Regr from the list of appointments reserved for munsiffs and made it a separate appointment in the grade pay of Rs 200 — 10/— 300 vide Fl. M. This appointment is therefore now open to the men in the ministerial cadres of judicial service.

4) The Chief Court now proposes, on the analogy of the recent Civil Service order, to make this appointment of Dy Regr Correspond to the non civil service appointments, so as to ~~raise the pay~~ make the pay of the Dy Regr the same as that of a

APP. CF. III—21

General and Revenue Secretariat.

C5 File No. 3994 25-2 of 1924-25

Serial No.

munsiff- Their argument is that just as in the Civil Service orders, appointments were reserved for the officers of the lower ranks, on the same pay as that for Civil Service but a limited extent; the pay of the Dy. Regr may be raised to that of a munsiff, so as to make it available for deserving men in the ministerial department of the Judicial Service.

5) The recommendation deserves same consideration.

Subordinate Judges -

(Orders)

28/3

6) From the previous correspondence on the subject it is clear that a munsiff was ordinarily appointed a Deputy Registrar, that when the post became vacant in 1919, there was a technical difficulty in appointing Mr. V. S. Srinivasa Iyengar B. A who had passed all local tests & was an experienced official, as he was not a Law Graduate, that the Chief Court had strongly recommended him more than once, the Govt had to veto this recommendation & removed the post of D. R. from the cadre of munsiffs & treated as a special one on a pay of Rs 200 - 10 - 300. (vide Flag K)

7) The functions of a Deputy Registrar in other High Courts & in Chief Court,

NOTE—Contn. Sheet

Serial No.

not less onerous than that of a Munsiff.

In fact the appointment of D. R. was held by a Judicial officer of the rank of a Munsiff till 1919.

It is a prize appointment known open to ministerial officers in Judicial Dept. who after a strenuous hard work for a number of years, can expect to get it just before retirement.

The object of creating non-civil Service posts under the recent rules is to afford scope to subordinates of proved merit combined with initiative & enthusiasm for work to rise to the positions of trust & responsibility in their own department.

As the post of D. R. is one of trust & responsibility next to that of a Registrar who is always a Subordinate Judge, & as the Commissioner who is well known to me, possesses merit & has great enthusiasm for work & has considerable experience in office matters & in Law as well, the recommendation of Chief Court may perhaps be considered favourably.

I may add that the rising of the grade to that of the Munsiff will be in keeping with the dignity & prestige of the Chief Court.

(1st December) 24-3

D) JM L & L Sec[y] for Asst Sec[y] will please bring this up in person

Serial No.

Read a discussion with the Registrar.

The candidate is not eligible to be appointed as a Munsiff

22/4

2) According to rules of 1917 he is not eligible. But there has been no examination in recent years. The power of nomination lies with the Chief Court recommend persons for appointment if approved the Chief Court may be consulted

By 25/4/25

3) Rule allowing is attached to the G.O. No. J. dated 19-4-4 dated 28-1-91 (H.C.) wherein are contained the rules for the recruitment of Munsiffs by Competitive Examination and by nomination.

Under Rule 2(i) the Competitive Exam is restricted to law graduates. Under Rule 8 nomination is also restricted to law graduates. So according to these rules Mr. N.B. Engineer who is not a law graduate is not eligible to be appointed as Munsiff.

4) When the question of appointing Mr. N.B. Engineer as Dy Registrar was under consideration the Chief Court was asked to state whether the offices of the Dy Registrar which are in the cadre

NOTE—Contn. Sheet

of Mun Offs, may be picked up by persons who are not Law graduates, the Chief Court replied that mentioned not relax the rule requiring a recruit for the Munsiffi Place to be a law graduate (Vide Fl : 2).

Sec'l No.

Fl : 8

Again in their letter dated 6th July 1920 the judges of the Chief Court pointed out that though the Scheme of Competitive Exam" was held in abeyance and consequently Mr N.B Sr. Iyengar was technically qualified to be appointed as Mun Off, yet they would not depart from the principle of qualifications fixed for a Munsiffi both not induced they consider Mr N.B. Sr. Iyengar eligible for employment as Mun Off.

In order to confirm Mr N.B.S Iyengar as they kept, their appointment was reported Authority the Cadre of Mun Offs. The Govt refused to confirm him as Munsiff (Vide the Govt dated 2/10/19 20 - Fl : 2).

17) It is thus clear that Mr N.B. Sr. Iyengar, not being a law graduate is not eligible to be appointed a Munsiff. The Chief Court also did not consider him qualified to be a Munsiff and the Govt also

NOTE—Contn. Sheet

[APP. F. III—2]

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B994

Serial No.

would not [illegible] and

[illegible]

26.4

The existing rules do not permit of a [illegible] being appointed [illegible] 28.4.

1st Member) 18)

719
28.4

19) I am sorry I am unable to support his recommendation of the Chief Court.

20) I do not think that the analogy of Civilian & non-Civilian Cadre mentioned in the letter of the Chief Court holds good in the case of the Dept. Engr of the Chief Court. The Civilian & non-Civilian officers in the Dept like P.W. accounts Revenue are doing the same kind of work & are were all along drawing the same scale of pay. It was therefore considered that no difference should be made in future as between the scale of pay of a Civilian & a non-Civilian officer in these Depts.

21) This argument is not applicable to the Dept Engr as the does not do the same kind of work as the Transport officers cannot therefore claim the same scale of pay as the latter. It was with a view to make the Dept Engr's place available for the Subordinate officers of the Dept who were not eligible to be appointed as Transport officers that the appointment was taken out of the Transport Cadre. The [illegible]

NOTE—Contn. Sheet

Serial No.

812

been pressing mi[nute] 5th 1920 and a separate ~~[illegible]~~ scale & pay [illegible] for a lower than that of the Surveyor. In the circumstances, I am of opinion that no good case is made out for fixing the pay of the appt[mt] on the same scale as that of the Surveyor, as proposed by the Chief Comr.

A copy will in due course be sent to the Chief Comr. for report for the Govt. of

Govt

29/4

31
29.4.

Hl Secy may refer
consulted

29.4

Fin. Secy
with (compts).

1.5

1.5

24) I am also of the opinion that there is no case for raising the pay of the appointment as proposed by the Chief Comr.

Hl 2465 21

Hl Secy)

Dewan 25) May be referred accordingly

3/5/21

7.5

6/5

6.5

305 (Hl Member)
13.5

26) Drafting as proposed by Secretariat for approval

11.5

14/5

14.5

14/5

DEWAN'S OFFICE
No. 8348

3994

General and Revenue Secretariat. | C5 File No. 252 of 1924-25

Serial No

27) Sent with a copy

By 15/5/25 Asst 18/5

L.C.Secy 19/5

28/5

19-5

483/19.5

Draft returned approved

By 20/5

By 20/5 Issued

26/5

2. To The Registrar, Chief Court P.6481 dated 28/5/25.

With reference to the letter from the Registrar no. C.1122 dated 16/8/25 from the Registrar, States that the recommendation of the Chief Court cannot be accepted.

By 26/5

NOTE—Contn. Sheet

38566

Telgm:: "JUSTICE"

CHIEF COURT OF MYSORE,
Public Office Buildings, Cubbon Park,

Bangalore...16th...March...192 5 .

R-O. C. No. 1122 24-25
Dis.

C 252-24-1

17 MAR. 1925 SECTION

From

A. Sreenivasaragavachari, Esq., B.A., B.L.,
Registrar, Chief Court of Mysore.

To

B. NAGAPPA, ESQ., Bar-at-Law,
Secretary to Government,
Local & Legislative Depts.,
B A N G A L O R E.

Sir,

I am directed to advert to this office letter No.R.O.C. 65 dated 16th July 1920 recommending the confirmation of Mr. N.B. Sreenivasiengar, as Deputy Registrar of the Chief Court in the -- grade pay of Munsiffs and to the Government Order thereon No.G. 7300-1/Cts.51-19-6 dated 2nd October 1920, directing the removal of the appointment of Deputy Registrar from the cadre of Munsiffs, and fixing a lower pay for the office, viz., Rs.200-10/1-300. In 1921, as the result of some correspondence between the Comptroller and the Government in consequence of the altered status and pay of the appointment, the post was declared to be a gazetted one in G.O. No.J.856-8/Cts.131-20-5 dated the 20th August 1921.

Under the recent Mysore Civil Service rules, a non-civil service cadre has been created in several departments to offer -- reasonable and better prospects of promotion to the officers in the subordinate grades. The pay of the officers of the non-civil service cadre has been fixed practically the same as that of the officers of the Civil Service, e-g. Assistant Comptrollers, -- Assistant Secretaries, Revenue Sub Division Officers, etc., The Deputy Registrar's place may be considered as a prize appointment

for the subordinate ministerial officers of the Judicial Department. Applying the analogy of the non-civil service cadre, its pay may be fixed on a scale corresponding to that of Munsiffs but it will be filled only by a member of the ministerial ranks.

I am to request that Government may be pleased to sanction this proposal with effect from 1st July 1925.

I have the honour to be,

S i r,

Your most obedient servant,

Meenakshi Rajaram

REGISTRAR. 16/3/25

TKV.

App.F.VI-G1.]

3

SUBJECT

Section Cls

File No. 252 - 24

Serial No. 2

Diary No. of letter replied to

No. 16487

General and Revenue Secretariat

( )

, the *192*

To The Registrar Ootacamund

Date of issue 28/5/25

Signed by

S.V.

With reference to your letter proposing
No C 1122 of 16. 3. 1925 ~~regarding the~~
trial
~~fixing~~ the pay of the Deputy Registrar of the
may be fixed
Ootacamund ~~may be fixed~~ on a scale
Corresponding to that of Munsiffs ~~and~~
~~fixing the number of months~~
months I am directed to observe
that the analogy of ~~Cuddapah and~~
in the Ernakulam
non civilian cadre does not hold
~~apply to the case of the Deputy Registrar~~
Supply for the Court
~~of the Ootacamund Court~~. The civilian
and non civilian officers in departments
like Police Accounts, Revenue etc are

List of enclosures

Copied by

Examined by

over

doing the same kind of work and has all along

all along drawing the same scale of pay and hence no direct comparison was made between the scale of pay of a civilian and a noncivilian officer in these departments.

This argument does not apply to the Deputy Registrar. He does not do the same kind of work as a Munsiff and cannot therefore claim the same scale of pay as the latter. ~~It was with a view to~~ [illegible] with a view to make the Deputy Registrar's place available for the subordinate officials of the Department who were not eligible to be appointed as Munsiffs ~~that~~ the appointment was, in 1920 taken out of the Munsiff's cadre [in which it had been previously included] ~~in 1920~~ and a separate scale of pay fixed for it, lower than that of the Munsiffs. ~~In these~~ So long as the Dep' Reg' is [illegible] eligible to be appointed as a Munsiff and this appt is not made ~~circumstances exist which~~ and interchangeable with that of Munsiff there can be no justification for his being given the same grade of pay as the Munsiffs ~~that no good case is made out for fixing the~~ for his civil employers. But respt that they are unable to accept the recommendation pay of the Dep' Reg' now on the same scale as that of the Munsiffs as proposed

Above etc

25/1815

Dy. Secy.

Dy. Secy. to Govt.

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

GENERAL AND REVENUE SECRETARIAT

Bangalore, Dated .....

No.

From

K. V. ANANTARAMAN, Esq., B. A.,
Secretary to the Government of His Highness the Maharaja of Mysore,
Local and Legislative ~~Departments~~ Revenue Department
Departments (in charge)

To

A. Sreenivasaraghavachari, Esq., B.A.B.L.

Registrar, Chief Court of Mysore.

Sir,

With reference to your letter No. C. 1122 dated the 16th March 1925 proposing that the pay of the Deputy Registrar of the Chief Court may be fixed on a scale corresponding to that of the Munsiffs I am directed to observe that with a view to make the Deputy-Registrar's place available for the subordinate officials of the Department who were not eligible to be appointed as Munsiffs, the appointment was in 1920 taken out of the Munsiff's cadre in which it had been previously included and a separate scale of pay fixed for it lower than that of the Munsiffs. So long as the Deputy Registrar is not eligible to be appointed as a Munsiff and the appointment is not made interchangeable with that of Munsiff, there can be no justification for his being given the same grade of pay as the Munsiffs. In the circumstances, Government regret that they are unable to accept the recommendation of the Chief Court to fix the pay of the Deputy Registrar in the same scale as that of the Munsiffs.

I have the honor to be,
Sir,
Your most obedient servant,

For Secretary to Government,
Local and Legislative Departments.

Fair draft

R. S.